

CLERK, U. S. DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
FILED
06/13/02
MICHAEL N. MILBY, CLERK
BY DEPUTY *H. J. Harmon*

United States Courts
Southern District of Texas
ENTERED

JUN 13 2002

Michael N. Milby, Clerk of Court

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re LANDRY'S SEAFOOD RESTAURANTS,
INC. SECURITIES LITIGATION

§ Master File No. H-99-1948

CLASS ACTION

This Document Relates To:

ALL ACTIONS.

§ DATE: June 13, 2002

§ TIME: 9:00 a.m.

§ COURTROOM: The Honorable
§ Melinda Harmon

**ORDER AWARDING PLAINTIFFS' COUNSEL'S FEES
AND REIMBURSEMENT OF EXPENSES**

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THIS MATTER having come before the Court on June 13, 2002, on the application of counsel for the plaintiffs for an award of attorneys' fees and reimbursement of expenses incurred in this Litigation, the Court, having considered all papers filed and proceedings conducted herein, having found the settlement of this action to be fair, reasonable and adequate and otherwise being fully informed in the premises and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. All of the capitalized terms used herein shall have the same meanings as set forth in the Stipulation of Settlement dated as of November 20, 2001 (the "Stipulation").
2. This Court has jurisdiction over the subject matter of this application and all matters relating thereto, including all Members of the Class who have not timely and validly requested exclusion.
3. The Court hereby awards Representative Plaintiffs' Counsel attorneys' fees of 30% of the Settlement Fund and reimbursement of litigation expenses in the amount of \$271,944.64, together with the interest earned thereon for the same time period and at the same rate as that earned on the Settlement Fund until paid. Said fees and expenses shall be allocated among Representative Plaintiffs' Counsel in a manner which, in Plaintiffs' Settlement Counsel's good faith judgment, reflects each such Representative Plaintiffs' Counsel's contribution to the institution, prosecution and resolution of the Litigation. The Court finds that the amount of fees awarded is fair and reasonable under the "percentage-of-recovery" method. The Court also awards \$2,700 and \$3,000 to Lead Plaintiffs Vincent Pino and Herbert Stone as reimbursement for their time and expenses in prosecuting the Litigation on behalf of the Class.

4. The awarded attorneys' fees and expenses shall be paid to Plaintiffs' Settlement Counsel immediately after the date this Order is executed subject to the terms, conditions and obligations of the Stipulation and in particular ¶6.2 thereof, which terms, conditions and obligations are incorporated herein.

DATED: June 13, 2002

Melinda Harmon
THE HONORABLE MELINDA HARMON
UNITED STATES DISTRICT JUDGE

Submitted by:

Katherine Blau Radsan for KBR
KATHERINE BLAU RADSAN

Attorney-in-Charge
California Bar No. 149110
1100 Connecticut Avenue, N.W.
Suite 730
Washington, DC 20036
Telephone: 202/822-6762
202/828-8528 (fax)

MILBERG WEISS BERSHAD
HYNES & LERACH LLP
WILLIAM S. LERACH
KEITH F. PARK
THOMAS E. EGLER
DANIEL S. DROSMAN
STEPHANIE SCHRODER
401 B Street, Suite 1700
San Diego, CA 92101
Telephone: 619/231-1058
619/231-7423 (fax)

WEISS & YOURMAN
JOSEPH H. WEISS
JOSEPH COHEN
551 Fifth Avenue, Suite 1600
New York, NY 10176
Telephone: 212/682-3025
212/682-3010 (fax)

Co-Lead Counsel for Plaintiffs

SCHWARTZ, JUNELL, CAMPBELL
& OATHOUT, LLP
ROGER B. GREENBERG

State Bar No. 08390000
Federal I.D. No. 3932
Two Houston Center
909 Fannin, Suite 2000
Houston, TX 77010
Telephone: 713/752-0017
713/752-0327 (fax)

Liaison Counsel for Plaintiffs

DECLARATION OF SERVICE BY MAIL

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and a resident of the County of San Diego, over the age of 18 years, and not a party to or interest in the within action; that declarant's business address is 401 B Street, Suite 1700, San Diego, California 92101.

2. That on June 5, 2002, declarant served the ORDER AWARDING PLAINTIFFS' COUNSEL'S FEES AND REIMBURSEMENT OF EXPENSES by depositing a true copy thereof in a United States mailbox at San Diego, California in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed on the attached Service List.

3. That there is a regular communication by mail between the place of mailing and the places so addressed.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 5th day of June, 2002, at San Diego, California.


Adriana del Carmen

LANDRY'S
Service List - 05/31/02
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COUNSEL FOR PLAINTIFF(S)

Richard S. Schiffrin
Andrew L. Barroway
SCHIFFRIN & BARROWAY, LLP
Three Bala Plaza East, Suite 400
Bala Cynwyd, PA 19004
610/667-7706
610/667-7056 (fax)

Zachary Alan Starr
STARR & HOLMAN LLP
10 East 40th Street, 29th Floor
New York, NY 10016
212/684-6442
212/684-6432 (fax)

John G. Emerson, Jr.
Craig von Sternberg
THE EMERSON FIRM
830 Apollo Lane
Houston, TX 77058
281/488-8854
281/488-8867 (fax)

Marc R. Stanley
Roger L. Mandel
STANLEY, MANDEL & IOLA, L.L.P.
3100 Monticello Avenue
Suite 750
Dallas, TX 75205
214/443-4301
214/443-0358 (fax)

Katherine Blanck Radsan
MILBERG WEISS BERSHAD HYNES &
LERACH LLP
1100 Connecticut Avenue, N.W.
Suite 730
Washington, DC 20036
202/822-6762
202/828-8528 (fax)

Robert J. Dyer III
DYER & SHUMAN, LLP
801 East 17th Avenue
Denver, CO 80218-1417
303/861-3003
303/830-6920 (fax)

Steven E. Cauley
Scott E. Poynter
Gina M. Cothorn
CAULEY, GELLER, BOWMAN &
COATES, LLP
P.O. Box 25438
Little Rock, AR 72221-5438
501/312-8500
501/312-8505 (fax)

Richard D. Kranich
LAW OFFICES OF RICHARD D.
KRANICH
531 Main Street, Suite 407
New York, NY 10044-0107
212/608-8965
212/608-0886 (fax)

Thomas E. Bilek
HOEFFNER & BILEK, LLP
440 Louisiana, Suite 720
Houston, TX 77002
713/227-7720
713/227-9404 (fax)

* Roger B. Greenberg
SCHWARTZ, JUNELL, CAMPBELL &
OATHOUT, LLP
Two Houston Center
909 Fannin, Suite 2000
Houston, TX 77010
713/752-0017
713/752-0327 (fax)

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Service List - 05/31/02
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COUNSEL FOR PLAINTIFF(S)

Thomas E. Egler
Daniel S. Drosman
Stephanie Schroder
MILBERG WEISS BERSHAD HYNES &
LERACH LLP
401 B Street, Suite 1700
San Diego, CA 92101-5050
619/231-1058
619/231-7423 (fax)

Norman Berman
Jeffrey C. Block
BERMAN DEVALERIO PEASE TABACCO
BURT & PUCILLO
One Liberty Square
Boston, MA 02109
617/542-8300
617/542-1194 (fax)

Joseph H. Weiss
Mark D. Smilow
* WEISS & YOURMAN
551 Fifth Avenue, Suite 1600
New York, NY 10176
212/682-3025
212/682-3010 (fax)

COUNSEL FOR DEFENDANTS

Kathy D. Patrick
* GIBBS & BRUNS, L.L.P.
1100 Louisiana, Suite 5300
Houston, TX 77002
713/650-8805
713/750-0903 (fax)

Jerry L. Elmore
* FRANK, ELMORE, LIEVENS,
CHESNEY & TURRET, L.L.P.
808 Travis Street, Suite 2600
Houston, TX 77002-5705
713/224-9400
713/224-0609 (fax)

Jules Brody
Aaron Brody
Azivia Brody
STULL, STULL & BRODY
6 East 45th Street, 4th Floor
New York, NY 10017
212/687-7230
212/490-2022 (fax)

Robert M. Roseman
SPECTOR, ROSEMAN & KODROFF,
P.C.
1818 Market Street, Suite 2500
Philadelphia, PA 19103
215/496-0300
215/496-6611 (fax)

David Sterling
Samuel Cooper
* BAKER BOTTS L.L.P.
One Shell Plaza
910 Louisiana Street
Houston, TX 77002
713/229-1234
713/229-1522 (fax)

Nina F. Locker
Ellen Solomon
Ignacio E. Salceda
* WILSON SONSINI GOODRICH &
ROSATI, P.C.
650 Page Mill Road
Palo Alto, CA 94304-1050
650/493-9300
650/565-5100 (fax)